

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

MAILED

OCT 25 1999

**PAT.&T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES**

Ex parte CHIZU SHIMIZU,
KAZUHITO SAKAI, CHIZUO SUZUKI,
KAORU KIKUCHI and KYOUKO TERADA

Appeal No. 1999-1625
Application No. 08/792,468¹

ORDER REMANDING TO EXAMINER

An Information Disclosure Statement (IDS) was filed September 28, 1999 (Paper No. 30) and has been matched with this application at the Board of Patent Appeals and Interferences. The IDS needs to be considered by the Primary Examiner with respect to compliance with the criteria set forth in 37 CFR §§ 1.97 and 1.98. A communication notifying appellants of the Primary Examiner's decision is required.

¹ Application for patent filed January 31, 1997. According to Appellants, the application is a continuation of Application 08/526,091, filed September 11, 1995, abandoned; which is a division of Application 08/274,041, filed July 12, 1994, now U.S. Patent No. 5,898,158, issued April 27, 1999.

Appeal No. 1999-1625
Application 08/792,468


Accordingly, it is

ORDERED that the application is remanded to the Examiner for such consideration of the IDS, appropriate notification to appellants, and for such further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the status of the appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS
AND INTERFERENCES

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